

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY**

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## *Special Counsel to the Plan Administrator*

In re:

BED BATH & BEYOND, INC., *et al.*,<sup>1</sup>

## Debtor.

Chapter 11

Case No. 23-13359 (VFP)

**(Jointly Administered)**

Michael Goldberg, as Plan Administrator for  
20230930-DK-Butterfly-1, Inc. (f/k/a/ Bed Bath &  
Beyond Inc.),<sup>2</sup>

**Plaintiff,**

V.

Artsana USA, Inc.

Defendant.

Adv. No. 24-01336

**SECOND STIPULATION TO EXTEND  
CERTAIN DEADLINES IN PROCEDURES ORDER**

<sup>1</sup> The last four digits of Debtor Bed Bath & Beyond Inc.’s tax identification number are 0488. A complete list of the Debtors in these chapter 11 cases and each such Debtor’s tax identification number may be obtained on the website of the Debtors’ proposed claims and noticing agent at <https://restructuring.ra.kroll.com/bbby>. The location of Debtor Bed Bath & Beyond Inc.’s principal place of business and the Debtors’ service address in these chapter 11 cases is 650 Liberty Avenue, Union, New Jersey 07083.

<sup>2</sup> Pursuant to the *Certificate of Amendment of the Certificate of Incorporation* of Bed Bath & Beyond Inc., which was filed with the State of New York Department of State on September 21, 2023, the name of the entity formerly known as "Bed Bath & Beyond Inc." was changed to *20230930-DK-Butterfly, Inc.* [Filing ID No. 230921001833 DOS ID 315602].

Michael Goldberg, in his capacity as Plan Administrator (the “Plaintiff” or “Plan Administrator”) for 20230930-DK-Butterfly-1, Inc. (f/k/a/ Bed Bath & Beyond Inc.) and its affiliated debtors (each, a “Debtor” and collectively, the “Wind-Down Debtors” or “Debtors”), and Artsana USA, Inc. (the “Defendant” and, together with Plaintiff, the “Parties”), through their respective counsel, enter into this *Second Stipulation for Extension of Certain Deadlines in the Procedures Order* (the “Stipulation”) and hereby stipulate and agree as follows:

WHEREAS, on August 9, 2024, the Court entered the *Order Granting Motion for Order Establishing Streamlined Procedures Governing Adversary Proceedings Brought by Plaintiff Pursuant to Sections 502, 542, 547, 548, 549, and 550 of the Bankruptcy Code* (the “Procedures Order”) [Docket No. 3445], which Procedures Order applies to the above-captioned adversary proceeding;

WHEREAS, on or about February 17, 2025, the Parties entered into the *Stipulation to Extend Certain Deadlines in Procedures Order* [Adv. Docket No. 8], pursuant to which certain deadlines in the Procedures Order were extended;

WHEREAS, the Parties desire to extend certain of the deadlines in the Scheduling Order to accommodate the completion of discovery.

WHEREFORE, the Parties agree and stipulate as follows:

1. The Parties shall have until August 15, 2025 in which to complete non-expert discovery, including depositions of fact witnesses;
2. Any disclosures and reports of the Parties’ case-in-chief experts, or experts and reports concerning an issue to which the party bears the burden of proof, shall be made to the adverse party on or before October 15, 2025;

3. Any disclosures and reports of the Parties' rebuttal experts shall be made to the adverse party on or before November 15, 2025;
4. All expert discovery, including expert witness depositions, shall be concluded on or before December 15, 2025; and
5. All dispositive motions shall be filed and served by January 15, 2026. Local Rule 7056-1 shall apply.
6. Except as expressly modified herein, the Procedures Order shall remain in effect in this adversary proceeding.

Dated: July 15, 2025

**ASK LLP**

/s/ Brigette McGrath  
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Dated: July 15, 2025

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